

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of Commissioner v. NOR  
LLC d/b/a Petra Development Services

**PREHEARING ORDER**

A prehearing conference was held by telephone on August 5, 2008. Rory H. Foley, Assistant Attorney General, appeared on behalf of the Department of Labor and Industry (Department). Theodore V. Roberts and Richard G. Jensen, Fabyanske Westra Hart & Thomson P.A., appeared on behalf of NOR LLC d/b/a Petra Development Services (Respondent).

The Respondent has requested copies of documents from the Department, and the Department has agreed to provide them. The Parties agree that no additional discovery is needed, and that attempts to settle the case through mediation have not been successful.

IT IS HEREBY ORDERED:

1. This matter is scheduled for hearing on **October 15, 2008**, commencing at **9:30 a.m.**, at the Office of Administrative Hearings, 600 North Robert Street, St. Paul, MN. The hearing will continue on October 16 and 17, 2008, as necessary.

2. The parties shall exchange proposed written exhibits and witness lists, and file an index of exhibits and a copy of the witness list with this office by **October 8, 2008**. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits. Any party objecting to foundation for any written exhibit shall notify the offering party and judge in writing at least two working days prior to the hearing or the foundation objection is waived.

3. Hearings are ordinarily digitally recorded. In the event that any party requests a court reporter, notice shall be given to the Office of Administrative Hearings no later than **October 8, 2008**. See Minn. R. 1400.7400, subp. 2.

4. Requests for subpoenas for the attendance of witnesses or the production of documents shall be made in writing to the administrative law judge pursuant to Minn. R. 1400.7000. A copy of the subpoena request shall be served on the other parties. A subpoena request form is available at [www.oah.state.mn.us](http://www.oah.state.mn.us).

5. The parties have not requested accommodation for a disability or appointment of an interpreter. The Office of Administrative Hearings shall be notified promptly if either an accommodation or interpreter is needed.

Dated: August 6, 2008

s/Beverly Jones Heydinger  
BEVERLY JONES HEYDINGER  
Administrative Law Judge